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T-042 P.01/04 F-139

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TO:

Name: Mail Stop ISSUE FEE
Group Art Unit 3733/Examiner Richard Shaffer

Firm: U.S. Patent & Trademark Office

Fax No.: 571-273-2885

Subject: U.S. Patent Application No. 10/810,190
Gary K. Michelson
Filed: March 27, 2004
METHOD FOR INSTALLING DYNAMIC,
MODULAR, SINGLE-LOCK ANTERIOR
CERVICAL PLATE SYSTEM HAVING
ASSEMBLEABLE AND MOVEABLE
SEGMENTS

Attorney Docket No. 101.0111-010000
Customer No. 22882
Confirmation No.: 8660

FROM:

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No. of Pages (including this): 4

Date: August 16, 2006

Confirmation Copy to Follow: NO

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Issue Fee Transmittal Form (in duplicate; total amount of \$1,700.00 to cover the \$1,400 issue fee and \$300 publication fee is to be charged to Deposit Account No. 50-3726) and Statement of Substance of Interview are being facsimile transmitted to the U.S. Patent and Trademark Office on August 16, 2006.



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08-16-06 07:53pm From-MARTIN & FERRARO LLP CA

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PATENT
Attorney Docket No. 101.0111-01000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Confirmation No.: 8660
Gary K. Michelson)
Serial No.: 10/810,190) Group Art Unit: 3733
Filed: March 27, 2004)
For: METHOD FOR INSTALLING) Examiner: Richard Shaffer
DYNAMIC, MODULAR, SINGLE-LOCK)
ANTERIOR CERVICAL PLATE) (Allowed: June 5, 2006)
SYSTEM HAVING ASSEMBLEABLE)
AND MOVEABLE SEGMENTS)

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

STATEMENT OF SUBSTANCE OF INTERVIEW

A telephone interview between the undersigned and Examiner Richard Shaffer was conducted on May 12, 2006. Claims 1, 3, 5, 8, 38 and 41 were discussed. The Examiner sought authorization to place claims 3 and 5 in independent form. Further discussion was directed towards claim 38 to assure no new matter was being added with the revised language. Although Applicant disagreed with the Examiner's contention regarding the lack of functionality of claim 41, Applicant authorized the cancellation of claim 41 to expedite prosecution of the application.

It is requested that this document be made of record in the above-identified application.

Respectfully submitted,

MARTIN & FERRARO, LLP

By:


Amadeo F. Ferraro
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Dated: August 16, 2006

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Statement of Summary Interview 8-16-06